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1631

Patent  
Attorney Docket: 612,404-373  
(prev 264/036)

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**DONALD E. ACKLEY et al.**

Serial No.: 09/849,119

Filed: May 4, 2001

For: SYSTEMS FOR THE ACTIVE  
ELECTRONIC CONTROL OF  
BIOLOGICAL REACTIONS (As  
Amended)

Group Art Unit: 1631

Examiner: A. Marschel

**RECEIVED**

**SEP 15 2003**

TECH CENTER 1600/2900

## AMENDMENT TRANSMITTAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment for the above-identified application.

- ☐ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)		FEE FOR SMALL ENTITY		FEE FOR OTHER THAN SMALL ENTITY
1 month	<input type="checkbox"/>	\$55.00	<input type="checkbox"/>	\$110.00
2 months	<input type="checkbox"/>	\$205.00	<input type="checkbox"/>	\$410.00
3 months	<input type="checkbox"/>	\$465.00	<input type="checkbox"/>	\$930.00
4 months	<input type="checkbox"/>	\$725.00	<input type="checkbox"/>	\$1,450.00
5 months	<input type="checkbox"/>	\$985.00	<input type="checkbox"/>	\$1,970.00

- ☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.
- ☐ Extension fee due with this Request \_\_\_\_\_.

### CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Alexandria, VA 22313-1450.

Date of Deposit  
IRI:1035276.1

Denise Doss

- ☒ No extension fee is believed due at this time. However, if the Commissioner deems otherwise, please consider this a petition therefor.

**FEES FOR CLAIMS:**

- ☐ Applicant claims small entity status pursuant to 37 CFR 1.27.

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:


Total Claims	71	-	71	=	0	x	\$18.00	0
Independent Claims	6	-	6	=	0	x	\$84.00	0
Multiple Dependent Claims	\$280	(if applicable)					<input type="checkbox"/>	0
<b>TOTAL OF ABOVE CALCULATIONS</b>								0
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.							<input type="checkbox"/>	0
<b>TOTAL FEES FOR CLAIMS SUBMITTED HERewith</b>								0

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed to cover the above fee(s).
- ☐ Charge O'Melveny & Myers' Deposit Account No. **500639** in the amount of \_\_\_\_\_.
- ☒ The Commissioner is authorized to charge O'Melveny & Myers' Deposit Account No. **500639** for any fees required under 37 CFR §§ 1.16 and 1.17 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account **500639**.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 9/9/03

By:   
Michael S. Davidson  
Reg. No. 43,577

MSD/DBM/dnd

**34263**

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(949) 737-2900

PATENT TRADEMARK OFFICE



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TECH CENTER 1600/2906

**AMENDMENT AND RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed on July 9, 2003. Please amend the application as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks** begin on page 17 of this paper.

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(37 C.F.R. §1.8a)

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Date of Deposit

9/9/03

Denise Doss

Name of Person Mailing Paper

Signature of Person Mailing Paper